

ORDINANCE NO. 2134

ORDINANCE ADOPTING A NEW SIGN CODE AS SELAH MUNICIPAL CODE CHAPTER 10.38 (“SIGNS”) WITH AN EFFECTIVE DATE OF DECEMBER 1, 2021, AND FULLY REPEALING AND REPLACING THE PREEXISTING SIGN CODE THAT HAD BEEN CODIFIED AS CHAPTER 10.38 (“SIGN REGULATIONS”) AS OF SUCH DATE

WHEREAS, the City’s existing sign code is out of date and has been conceded by the City to be partially unconstitutional and

WHEREAS, a federal court has issued a Preliminary Injunction that bars the City from seeking to enforce several provisions of the existing sign code; and

WHEREAS, for these reasons, the City needs to codify a new, replacement sign code; and

WHEREAS, during 2021, City staff developed various working drafts of a potential new sign code; and

WHEREAS, the City’s Planning Commission held a study session and multiple public hearings regarding those working drafts, including on the dates of March 16 and April 6, 2021; and

WHEREAS, the Planning Commission considered comments submitted by interested members of the public, posed questions to City staff, requested staff to make certain textual changes, and evaluated the changes that City staff later made; and

WHEREAS, the Planning Commission then substantively deliberated over the then-most-recent draft; and

WHEREAS, the Planning Commission ultimately voted – on July 20, 2021 – to recommend that the then-most-recent draft be presented to the City Council for its own substantive deliberations; and

WHEREAS, the City Council held its own study session regarding a potential new sign code on September 14, 2021; and

WHEREAS, City staff made some additional textual changes to the potential new sign code following September 14th study session; and

WHEREAS, today a draft marked as Action Item "O-5, Final Draft of New Sign Code Per City Staff" has been presented to the City Council to consider, substantively deliberate on, advance for a final overall adoption vote via a motion and supporting second and, potentially, to amend via one or more sub-motions and supporting second(s) prior to the final overall adoption vote; and

WHEREAS, the City Council has considered, deliberated on and advanced for a final overall adoption vote via a motion and supporting second such Action Item "O-5" and also any advance sub-motion(s); and

WHEREAS, a majority of a valid quorum of the City Council has voted affirmatively, on a final overall adoption vote, to adopt this Ordinance and thus to also codify a new sign code in the form specified during today's hearing;

NOW THEREFORE BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF SELAH:

1. A new sign code is adopted as Selah Municipal Code Chapter 10.38 ("Signs") effective as of 12:01 a.m., Wednesday, December 1, 2021, in the form specified during today's hearing.
2. The City's preexisting sign code that had been codified as Chapter 10.38 ("Sign Regulations") is fully repealed and replaced as of 12:01 a.m., Wednesday, December 1, 2021.
3. A copy of this Ordinance, including the true and correct copy of the final now-adopted-new sign code, shall be promptly uploaded to the appropriate webpage(s) on the City's own website and shall also otherwise be published and codified.

ORDAINED this 28th day of Sept, 2021.

Sherry Raymond
Sherry Raymond, Mayor

ATTEST:

Dale E. Novobielski
Dale E. Novobielski, Clerk Treasurer

APPROVED AS TO FORM:

Rob Case
Rob Case, City Attorney